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06-09-03

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PTO/SB/30 (10/2001)

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#19143  
6/16/03

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/744,809           |
| Filing Date            | April 13, 2001       |
| First Named Inventor   | Rojas-Chapana et al. |
| Art Unit               | 1754                 |
| Examiner Name          | Steven J. Bos        |
| Attorney Docket Number | 101215-117           |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR §1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Preliminary Amendment

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR §1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-1263
- i. ☒ RCE fee required under 37 CFR §1.17(e) 06/10/2003 HANDED1 00000033 141263 09744809
- ii. ☒ Extension of time fee (37 CFR §§1.136 and 1.17) 01 FC:2801 375.00 CH
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                     |                      |                                     |              |
|---------------------|----------------------|-------------------------------------|--------------|
| Name (Print / Type) | Theodore A. Gottlieb | Registration No. (Attorney / Agent) | 42,597       |
| Signature           |                      | Date                                | June 6, 2003 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark

|                     |                    |      |              |
|---------------------|--------------------|------|--------------|
| Name (Print / Type) | Vilma I. Fernandez | Date | June 6, 2003 |
| Signature           |                    |      |              |

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**CERTIFICATION OF MAILING**

I hereby certify that this correspondence is being submitted via Express Mail, Label No. EV 208799128 US, to the Hon. Commissioner For Patents, P.O. Box 1460, Alexandria, VA 22313-1450, Mail Stop RCE, on June 6, 2003.

  
Vilma I. Fernandez

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|            |  |
|------------|--|
| SERIAL NO. | 09/744,809   |
| APPLICANT  | ROJAS-CHAPANA et al.   |
| FILED      | April 13, 2001   |
| EXAMINER   | Steven J. Bos  |
| ART UNIT   | 1754   |
| FOR        | A PROCESS FOR THE MICROBIAL LEACHING OF SULFIDIC MATERIALS, AND THE USE OF SULFUR-CONTAINING AMIINO ACIDS IN SAID MICROBIAL LEACHING |

**Mail Stop RCE**

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 6, 2003

**PRELIMINARY AMENDMENT**

Sir:

This Preliminary Amendment accompanies a Request for Continued Examination under 37 CFR § 1.114. Prior to taking up this application for continued examination, it is respectfully requested that the preliminary amendment be entered and the remarks be considered.

#19/D  
VB  
8/00/3